

Examiner's Amendment

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5/2* The Examiner has changed the title of invention from "Recording method and APPARATUS recording apparatus" to --RECORDING METHOD AND RECORDING APPARATUS

THAT LIMITS NUMBER OF REWRITES TO THE SAME STORAGE AREA-- to more closely reflect the claimed invention. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

PART I **THE EXAMINER'S EVALUATION OF THE APPLICATION**

SECTION A **RELEVANT ART CITED BY THE EXAMINER**

1. U. S. Patent Publication No. 2001/0016841 A1 to Karasudani describes File system.
2. U. S. Patent Publication No. 2005/0219980 A1 to Kase et al. describes Data recording and reproducing apparatus, data recording and reproducing method and recording medium.

SECTION B **DISTINGUISHING FEATURES RECITED IN THE CLAIMS**

The following is an Examiner's Statement of Reasons for Allowance See MPEP 1302.14

3. *The primary reasons for allowance of independent claims 1-2 in the instant application is the combination with the inclusion of the following limitations: (a)*